

Tuesday, March 18, 2014

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM.

PRESENT: Supervisors: Frank R. Mecham, Adam Hill, Caren Ray, Debbie Arnold and Chairperson Bruce S. Gibson

ABSENT: None

THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON BRUCE S. GIBSON.

CONSENT AGENDA – REVIEW AND APPROVAL

1-9. This is the time set for consideration of the Consent Agenda.

The action taken for Consent Agenda Items 1 through 9 on the following vote is indicated for each item.

Motion by: Frank R. Mecham

Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

Bid Opening:

1. Letter transmitting plans and specifications (Clerk’s File) for Bridge Painting Project - Various County-wide Bridges, San Luis Obispo County, for Board approval and advertisement for construction bids. Bid opening date set for Thursday, April 17, 2014. Districts 1, 2 and 5.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - General Services Agency Items:

2. Request to authorize a budget adjustment in the amount of \$370,364 from Risk Management’s Liability Self Insurance Fund, to Fund Center 230- Capital Projects, to fund construction of the Honor Farm Laundry Building at 885 Oklahoma Avenue, San Luis Obispo, and to amend the Sheriff’s Office and Animal Services fixed asset lists for equipment. District 2.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Health Agency Items:

3. Request to approve a new FY 2013-14 contract with Bayfront Youth and Family Services in the amount not to exceed \$613,173 with one group home facility to provide residential board and care and social support services for youth and adolescents with severe emotional and mental health issues. All Districts.

The Board approves as recommended by the County Administrative Officer.

4. Request to approve the FY 2014-17 renewal contract (Clerk’s File) with the State Department of Rehabilitation in the amount not to exceed \$102,759 to provide vocational rehabilitative services to individuals with severe psychiatric disabilities. All Districts.

The Board approves as recommended by the County Administrative Officer.

5. Request to approve Amendment No. 2 (Clerk’s File) to extend the Department of State Hospitals

contract through June 30, 2014 and increase the contract by \$295,245 to an amount not to exceed \$1,016,105, with all other provisions of the contract remaining the same, to continue the State funded Conditional Release Program providing mental health services to clients released from State Hospitals. All Districts.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Planning & Building Items:

6. Request to approve Amendment #14A to the original contract (Clerk's Filed) with SWCA, Inc., to provide additional consultant services for the Loperena Minor Use Permit/Coastal Development Permit in the amount of \$35,832. District 2.

The Board approves as recommended by the County Administrative Officer.

7. Request to approve a contract with the Upper Salinas-Las Tablas Resource Conservation District for development and management of an agricultural water conservation program to implement County Ordinance 3246 (urgency ordinance covering new development and new irrigated crop production overlying the Paso Robles Groundwater Basin) and authorize a budget adjustment in the amount of \$158,609 from San Luis Obispo County Flood Control District reserves to FC 142-Planning and Building. Districts 1 and 5.

Mr. Eric Greening, Ms. Cindy Steinbeck, Ms. Joy Fitzhugh – Farm Bureau: speak.

The Board approves as recommended by the County Administrative Officer.

Consent Agenda - Public Works Items:

8. Submittal of a resolution for the acceptance of offers of dedication for the widening of a portion of Buckley Road, County Road No. 2089, San Luis Obispo. District 3.

The Board approves as recommended by the County Administrative Officer. RESOLUTION NO. 2014-65, adopted.

Consent Agenda - Veterans Services Items:

9. Request to authorize the County Veterans Service Officer to apply for Proposition 63 (Mental Health Services Act (MHSA)) funding through the California Department of Veterans Affairs and to execute new and terminate old agreements and contracts related to such funding. All Districts.

The subject of this item is amended to read: "Submittal of a resolution to authorize the County Veterans Service Officer to Apply for Proposition 63 (Mental Health Services Act (MHSA)) funding through the California Department of Veterans Affairs and to execute new and terminate old agreements and contracts related to such funding. All Districts." Further, the Board approves as recommended by the County Administrative Officer and as amended by this Board. RESOLUTION NO. 2014-66, adopted.

Presentations:

10. Submittal of a resolution proclaiming March 20, 2014 as "Camp Fire, Absolutely, Incredible Kid Day". All Districts.

RESOLUTION NO. 2014-67, resolution proclaiming March 20, 2014 as "Camp Fire, Absolutely, Incredible Kid Day", adopted.

Motion by: Adam Hill

Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

11. Submittal of a resolution proclaiming March 25, 2014 as "National Agriculture Day" and March 23-29, 2014 as "National Agriculture Week" in San Luis Obispo County. All Districts.

RESOLUTION NO. 2014-68, resolution proclaiming March 25, 2014 “National Agriculture Day” and MARCH 23-29, 2014 as “National Agriculture Week” in San Luis Obispo County, adotped.

Motion by: Adam Hill
Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

12. Submittal of a resolution commending JJ Johnson upon her retirement after 22 years of service to San Luis Obispo County General Services Agency - Information Technology. All Districts.

RESOLUTION NO. 2014-69, resolution commending JJ Johnsonn in recognition of twenty-two years of service with San Luis Obispo County, adopted.

Motion by: Adam Hill
Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

13. Submittal of a resolution to recognize the Department of Child Support Services performance. All Districts.

RESOLUTION NO. 2014-70, resolution in recognition of the Department of Child Support Services Performance, adopted.

Motion by: Adam Hill
Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

14. Submittal of resolutions recognizing County employees for 30 years of service. All Districts.

Mr. Richard Warren – Public Works: receives his 30 year service award, with Mr. Paavo Ogren, Public Works Director outlining his history with the County.

RESOLUTION NO. 2014-71, resolution recognizing Richard W. Warren for 30 years of service to the residents of the County of San Luis Obispo; and RESOLUTION NO. 2014-72, resolution commending Marlene Jacobsen in recognition of thirty years of service with San Luis Obispo County, adopted.

Motion by: Adam Hill
Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

Public Comment Period:

15. This is the time set for members of the public to address the Board on matters that are not scheduled on the agenda.

Ms. Cindy Steinbeck: presents and discusses a Statement of Decision regarding water adjudication and speaks on the Paso Robles Groundwater Basin issues.

Mr. Eric Greening: comments on the Steynberg Gallery’s event regarding the Fukushima disaster; questions how the County is prepared for such a disaster and asks that this matter be agendized.

Ms. Julie Tacker, Ms. Linde Owen, and Mr. Richard Margetson: comments on the Los Osos Wastewater Project. Additionally, Mr. Margetson addresses the Board’s lack of response to public comment.

Mr. Ben DiFatta: speaks to the number of general managers for the Oceano Community Services District over the last 8 years. **No action taken.**

Board Business:

16. Request to approve consultant contracts for construction management, inspector of record services, and testing and special inspection services; authorize a budget adjustment from previous Board allocated funds in the amount of \$1,035,104 from the Juvenile Hall Building Designation to the Juvenile Hall Expansion project; receive and file project update for Juvenile Hall Expansion project located at 1065 Kansas Avenue, San Luis Obispo. District 2.

Chairperson Gibson: opens the floor to public comment without response.

A motion by Supervisor Adam Hill, seconded by Frank R. Mecham, to approve staff recommendations is discussed. Supervisor Arnold suggests the motion be amended by changing the term “budget adjustment” to “transfer”, with the motion maker and second concurring.

The Board: 1) approves a contract for construction management services to Kitchell, in the amount of \$635,346; 2) approves a contract for inspector of record services with 4LEAF, Inc., in the amount of \$274,847; 3) approves a contract for testing and special inspection services with Earth Systems Pacific, in the amount of \$124,911; 4) authorizes a transfer from previous Board allocated funds in the amount of \$1,035,104 from the Juvenile Hall Building Designation to Capital Projects - Fund Center 230 for the Juvenile Hall Expansion Project; and 5) receives and files a report on the current status on the Juvenile Hall Expansion project.

Motion by: Adam Hill
Second by: Frank R. Mecham

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)	x			

Closed Session Items:

17. The Board announces they will be going into Closed Session regarding:
- I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
 - A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Steinbeck, et al. v. County of San Luis Obispo, et al.; 2. Paso Robles Water Integrity Network v. County of San Luis Obispo, et al.; 3. Mesa Community Alliance v. State of California Department of Parks and Recreation, et al.; 4. North County Watch v. County of San Luis Obispo (SMR Subd., CV 098031); 5. ARB, Inc. v. County of San Luis Obispo.
 - B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 6. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9. No. of potential cases: 1.
 - II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator Tami Douglas-Schatz concerning the following: Name of employee organizations are: 7. DCCA; 8. SLOGAU; 9. SLOCEA-Trades and Crafts.

Chairperson Gibson: opens the floor to public comment without response.

Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: no report required as no final action was taken and the Board goes into Open Public Session.

Board Business - Public Works - Board Sitting as Flood Control District

18. Update on the Paso Robles Groundwater Basin Management Plan implementation and submittal of a resolution of intent to draft amendments to the Paso Robles Groundwater Basin Management Plan. Districts 1 and 5.

Chairperson Gibson: opens the floor to public comment.

Mr. Hank Hohenstein, Ms. Christine Halley – City of Paso Robles rep , Mr. Gary Reichard, Ms. Bev Phifer, Mr. Keith Larson – City of Paso Robles, Ms. Cindy Steinbeck (Handout), Ms. Sheri Moody, Ms. Patty King, Mr. Don Wilson, Mr. Ted Gilbert, Mr. Eric Greening, Ms. Laurie Gage – PRO Water Equity, Ms. Jan Seals – PRO Water Equity, Ms. Sue Luft – PRO Water Equity President, Mr. Robert Brown - PRAAGS, Mr. Mike Jackson; Mr. John Snyder (Handout), Mr. Wayne Montgomery, Mr. Greg Grewal, Ms. Susan Harvey – North County Watch (Handout), Ms. Maria Lorca, Mr. Mike Brown – COLAB, Mr. Bill Pelfrey, Dr. Serena Friedman; Ms. Laurie Alexiev, Ms. Sally Loucks, Mr. Dennis Loucks, Mr. Mike Ryan, and Ms. Kathleen Lambeth: speak.

Mr. Paavo Ogren – Public Works Director: responds to public comment.

Supervisor Arnold: outlines her reasons for not supporting the motion.

The Board, acting as the San Luis Obispo County Flood Control and Water Conservation District receives the Paso Robles Groundwater Basin Management Plan implementation update and RESOLUTION NO. 2014-73, a resolution of the San Luis Obispo County Flood Control and Water Conservation District, California, of intent to draft a Groundwater Management Plan for the Paso Robles Groundwater Basin, adopted.

Motion by: Frank R. Mecham
Second by: Caren Ray

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Gibson, Bruce S. (Chairperson)	x			
Mecham, Frank R. (Vice Chairperson)	x			
Hill, Adam (Board Member)	x			
Ray, Caren (Board Member)	x			
Arnold, Debbie (Board Member)		x		

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **JULIE L RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, March 18, 2014, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

JULIE L RODEWALD, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Catrina M. Christensen, Deputy Clerk-Recorder

DATED: March 20, 2014